

**COMMISSIONERS OF ST. MARY'S COUNTY
MEETING
Tuesday, September 9, 2014**

Present: Commissioner President Francis Jack Russell
Commissioner Lawrence D. Jarboe
Commissioner Todd B. Morgan
Commissioner Cynthia L. Jones
Commissioner Daniel L. Morris
County Administrator, Dr. Rebecca Bridgett
Donna Gebicke (Recorder)

CALL TO ORDER

Commissioner President Russell called the business meeting of the Commissioners of St. Mary's County to order at 9:00 am in the Chesapeake Building meeting room, Governmental Center.

APPROVAL OF MINUTES

Commissioner Jones moved, seconded by Commissioner Jarboe, to approve the minutes of August 26, 2014, as presented. Motion carried 4-0. Commissioner Morris was out of the room.

PROCLAMATIONS WERE PRESENTED FOR:

- 1. CONSTITUTION WEEK**
- 2. NATIONAL RECOVERY MONTH**
- 3. NATIONAL SENIOR CENTER MONTH**

COUNTY ADMINISTRATOR

1. Draft Agendas for September 16 and 23, 2014.
- 2. State's Attorney Office (Ted Weiner, Deputy States Attorney)**

Commissioner Morris moved, seconded by Commissioner Morgan, to approve the re-organization within the Office of the State's Attorney to realign the Senior Legal Assistant position (Grade 6) from the Judicial Division to the Child Support Cooperative Reimbursement Project, and the Legal Assistant II position (Grade 5) from the Grant to the Judicial Division, and approve and authorize Commissioner

President Russell to execute the related budget amendment increase in the Child Support budget (Project US1511). Motion carried 5-0.

3. Alcohol Beverage Board (*Tamara Hildebrand, Board Administrator*)

Commissioner Jarboe moved, seconded by Commissioner Morgan, to approve and authorize Commissioner President Russell to execute the FY2015 Highway Safety-Better Business Practices to Promote Responsible Alcohol Service grant award, Project US1585, from the Maryland Highway Safety Office on behalf of the Alcohol Beverage Board in the amount of \$7,500 and the related budget amendment to increase the grant budget amount of \$3,000 for continuation of the Topsy Taxi program and the Responsible Alcohol Service Training program for licensed establishments. Motion carried 5-0.

4. Sheriff's Office (*Captain Edward Willenborg; Bonnie Lancaster, Fiscal Specialist IV*)

Commissioner Jarboe moved, seconded by Commissioner Jones, to approve and authorize the Sheriff to execute the FY14 Edward Byrne Memorial Justice Assistance Grant Program award, Project US1536, in the amount of \$20,593 from the Department of Justice and approve and authorize Commissioner President Russell to execute the related budget amendment to increase the project budget by \$197. Motion carried 5-0.

Commissioner Jones moved, seconded by Commissioner Morgan, to authorize the Sheriff's Office staff to submit the grant application documents electronically for the State Aid Police Protection Program FY2016, Project MD1530, from the Governor's Office of Crime Control and Prevention and, to approve and authorize Commissioner Russell to execute the hard copy of said Grant Application, Estimated Expenditures Form #2 and the Sworn Officer Roster Form #3 subsequent to the electronic filing. Motion carried 5-0.

5. Department of Aging and Human Services (*Lori Jennings-Harris, Director; Peggy Maio, Fiscal Supervisor*)

(Cynthia Brown, CSA Coordinator and Division Manager, Dept. of Aging and Human Services)

Commissioner Morgan moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner President Russell to:

- (1) execute the modified FY2015 Continuum of Care Grant, Project US1596, from the Maryland Mental Hygiene Administration on behalf of the St. Mary's County Department of Aging and Human Services in the amount of \$183,766; and,**
- (2) execute the budget amendment to increase client support by \$9,614 effective July 1, 2014. Motion carried 5-0.**

(Matt Reisdorph, Prevention and Treatment Coordinator; Dept. of Aging and Human Services)

Commissioner Morgan moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner President Russell to:

- (1) execute the FY15 Maryland Strategic Prevention Framework supplemental budget award for Project US1524, from the Maryland Department of Health and Mental Hygiene on behalf of the Department of Aging and Human Services for a revised award amount of \$123,062;**
- (2) execute the budget amendment to increase the project budget by \$46,402; and,**
- (3) execute the amended Sub-recipient agreements for Projects US1523 and 1524 between the County and St. Mary's Hospital of St. Mary's County, Inc. Motion carried 5-0.**

(Rebecca Kessler, Manager, Home and Community Based Services, Dept. of Aging and Human Services)

Commissioner Jones moved, seconded by Commissioner Morris, to approve and authorize Commissioner President Russell to execute the related budget amendment on behalf of the Department of Aging & Human Services to correct the funding source and project number for the FY2015 Money Follows the Person Program to be State fees-for-service (Project MD1534) so that Options Counseling may continue to be provided to residents of nursing facilities in St. Mary's County. Motion carried 5-0.

Commissioner Morgan moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner President Russell to execute the final revised NGA for the FY2014 Title III Federal Grants from the Maryland Department of Aging on behalf of the St. Mary's County Department of Aging and Human Services to provide various programs and services to the seniors of St. Mary's County in the amount of \$287,484, and a related budget amendment to realign budgets based on the revised award. Motion carried 5-0.

Commissioner Jones moved, seconded by Commissioner Morris, to approve and authorize Commissioner President Russell to execute the Sub-recipient Agreement related to Project MD1597 between the County and Outlook Patient Services, LLC, for funding Drug Court Treatment Outpatient Services through the previously approved FY15 Maryland Department of Health and Mental Hygiene ADAA Substance Abuse Prevention and Treatment Services Grant. Motion carried 5-0.

6. Department of Emergency Services & Technology *(Bob Kelly, Director)*

Commissioner Jarboe moved, seconded by Commissioner Morris, to approve and authorize Commissioner President Russell to execute the extension of the Hazardous Materials Emergency Preparedness grant award, Project US1434, from the State of Maryland on behalf of Emergency Services & Technology to October 31, 2014. Motion carried 5-0.

Commissioner Morgan moved, seconded by Commissioner Morris, to approve and authorize Commissioner President Russell to sign the Mutual Aid Agreement between the County and Naval District Washington. Motion carried 5-0.

7. Department of Recreation and Parks *(Brian Loewe, Director)*

Commissioner Jones moved, seconded by Commissioner Jarboe, to approve and authorize Commissioner President Russell to execute Amendment Number 13 to the Multi-Year Encroachment Protection Agreement, Navy Contract Number N62470-09-RP00018 (SSTE-10243) related to County Project RP1504, Parkland Acquisition – State Aid. Motion carried 5-0.

Commissioner Morgan moved, seconded by Commissioner Morris, to approve and authorize Commissioner President Russell to execute the Program open Space Acquisition Application and Project Agreement for the Best Industries, Inc. property (Shannon Farm) and the related budget amendments to (1) transfer budget authority through the FIN Capital Reserve account; and, (2) establish a new project budget for the acquisition project. Motion carried 5-0.

Commissioner Morris asked Mr. Loewe if he was able to get with the Navy to determine if they had objections to a firing range on the property. Mr. Loewe confirmed that this would not be permitted as it is an "active" use, and Program Open Space requirements limit recreational uses to "passive" only.

8. Department of Public Works and Transportation *(George Erichsen, Director)*

Commissioner Morgan moved, seconded by Commissioner Morris, to approve and authorize Commissioner President Russell to execute the Grant Agreement with the Federal Aviation Administration on behalf of the St. Mary's County Regional Airport in the amount of \$804,977 for the purpose of Relocating Lawrence Hayden Road (Final Design), Relocating Airport Road and Extending Taxiway A (Utility Relocation) in support of the approved Airport Master Plan and in accordance with the Commissioners of St. Mary's County executed Master Agreement. Motion carried 5-0.

DEPT. OF PUBLIC WORKS AND TRANSPORTATION: DECISION ON PROPOSED AMENDMENT TO THE COMPREHENSIVE SOLID WASTE MANAGEMENT AND RECYCLING PLAN TO INCLUDE APARTMENT BUILDING AND CONDOMINIUM RECYCLING PROGRAM

Present: George Erichsen, Director

A public hearing, on the proposed amendment, was held on August 19, 2014. Notice of Public Hearing, Affidavit of posting signed by the Director and Certification of Publication were

provided at the public hearing. No comments were received during the hearing or during the ten day open comment period. Mr. Erichsen noted several, minor editorial changes that were made to the draft Ordinance.

Commissioner Jarboe moved, seconded by Commissioner Morris, to approve and sign the Ordinance to amend the St. Mary's County Comprehensive Solid Waste Management and Recycling Plan to include Apartment Building and Condominium Recycling Program as presented by staff. Motion carried 5-0.

COMMISSIONER'S TIME

The Commissioners highlighted events of the past week.

Commissioner Morgan asked the Commissioners to support a request to the Board of Education to provide the funding source for the following items:

- 1. Legal fees for recently approved Board of Education action to investigate the disclosure of confidential personnel information.*
- 2. Relative to Dr. Martirano's compensation:*
 - itemized FY 2014 compensation and any other payouts specified in dollar amounts;*
 - itemized FY 2015 compensation to date and any other payouts specified in dollar amounts; and*
 - itemized FY 2015 compensation to be paid in full settlement of his contract upon his departure.*

There was consensus among the Commissioners to request this information from the Board of Education.

In addition, Commissioner Morgan stated that it would be prudent, particularly during this transition time at the Superintendent level, to conduct a forensic audit of the Board of Education and asked the Commissioners for their support. Commissioner Morris suggested that the Board of Education not be singled out, and that audits be conducted of other agencies, such as the Sheriff's Office. Commissioner President Russell noted Commissioner Morgan's request was out of order procedurally. The Commissioners agreed that this item will be placed on a future agenda for discussion.

Commissioner Morris thanked the many citizens who have sent him letters requesting his support for the trap/neuter/return method for feral cats. He noted his support for this method and that no further letters are necessary.

ADJOURNMENT

The meeting adjourned at 10:28 am.

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Minutes Approved by the Board of County Commissioners on _____

Donna Gebicke, Administrative Assistant to the CSMC (Recorder)